

ASSIGNED

No. 68197

**APPLICATION FOR PERMISSION TO CHANGE POINT OF DIVERSION, MANNER
OF USE AND PLACE OF USE OF THE PUBLIC WATERS OF THE STATE OF
NEVADA HERETOFORE APPROPRIATED**

Date of filing in State Engineer's Office NOV 13 2001

Returned to applicant for correction _____

Corrected application filed _____

Map filed AUG 10 1961 under 19899

The applicant **Christo D. Bardis & Lara II, Inc. (undivided ½ interest)** and **Lyon County (undivided ½ interest)** hereby makes application for permission to change the **Point of Diversion of a Portion** of water heretofore appropriated under **Permit 63629**

1. The source of water is **Underground**
2. The amount of water to be changed **1.7215 cfs, 162.38 acre-feet**
3. The water to be used for **Unchanged**
4. The water heretofore permitted for **Municipal**
5. The water is to be diverted at the following point **SW¼ SW¼, Section 33, T.17N., R.22E., M.D.B.&M., or at a point from which the SW corner of said Section 33, bears S.13° 28' 09" W, a distance of 558.09 feet**
6. The existing permitted point of diversion is located within **NW¼ SW¼, Section 4, T.16N., R.22E., M.D.B.&M., or at a point from which the SW corner of said Section 4, bears S.04° 02' 12" W., a distance of 1,553.0 feet.**
7. Proposed place of use **Unchanged**
8. Existing place of use **See Attachment "A"**
9. Use will be from **January 1 to December 31** of each year.
10. Use was permitted from **January 1 to December 31** of each year.
11. Description of proposed works **Completed under Permit 63630**
12. Estimated cost of works **Completed under Permit 63630**
13. Estimated time required to construct works **Completed under Permit 63630**
14. Estimated time required to complete the application of water to beneficial use **Ten (10) Years**
15. Remarks: **Refer to the map filed under Permit 19899 existing POD under 19901 for the proposed Point of Diversion. Refer to the map filed under Permit 62937 for existing and proposed Place of Use.**

By **Gregory M. Bilyeu**
s/ **Gregory M. Bilyeu**
500 Damonte Ranch Parkway, Suite 1056
Reno, NV 89511

Compared cm/ cmf dr/sam

Protested _____

68197

APPROVAL OF STATE ENGINEER

This is to certify that I have examined the foregoing application, and do hereby grant the same, subject to the following limitations and conditions:

This permit to change the point of diversion of a portion of the waters of an underground source as heretofore granted under Permit 63629 is issued subject to the terms and conditions imposed in said Permit 63629 and with the understanding that no other rights on the source will be affected by the change proposed herein. The well shall be equipped with a 2-inch opening and a totalizing meter must be installed and maintained in the discharge pipeline near the point of diversion and accurate measurements must be kept of water placed to beneficial use. The totalizing meter must be installed before any use of the water begins or before the proof of completion of work is filed. If the well is flowing, a valve must be installed and maintained to prevent waste. This source is located within an area designated by the State Engineer pursuant to NRS 534.030. The State retains the right to regulate the use of the water herein granted at any and all times.

This permit does not extend the permittee the right of ingress and egress on public, private or corporate lands.

The well must be sealed with cement grout, concrete grout or neat cement from ground level to 100 feet.

The total combined duty of water under Permits 49483, 49486, Certificate 14718; 50361, 56593, Certificate 14706; 58931, Certificate 14719; 58932, 58933, Certificate 14720; 58934, 62937, 62938, Certificate 15662; 62940, 63626, 63627, 63628, 63629, 63630, 63631, 63632, 63633, 64128, 64782, 64783, 64784, 64785, 64957, 66427, 68155, 68156, 68196, 68197 and 68198 shall not exceed 5677.48 acre-feet annually.

The issuance of this permit does not waive the requirements that the permit holder obtain other permits from State, Federal and local agencies.

The permittee shall report to the State Engineer on a quarterly basis the effect of pumping the well under this permit on other previously existing wells that are located within 2,500 feet of the well under this permit.

Any pumping of water under this permit may be limited or prohibited to prevent any unreasonable adverse effects on an existing domestic well located within 2,500 feet of the well under this permit, unless the holder of this permit and the owner of the domestic well have agreed to alternative measures that mitigate adverse effects.

Monthly records shall be kept of the amount of water pumped from this well and the records submitted to the State Engineer on a quarterly basis within 15 days after the end of each calendar quarter.

(CONTINUED ON PAGE 3)

The amount of water to be appropriated shall be limited to the amount which can be applied to beneficial use, and not to exceed 1.7215 cubic feet per second, but not to exceed 162.38 acre-feet annually.

Work must be prosecuted with reasonable diligence and be completed on or before:

N/A

Proof of completion of work shall be filed on or before:

N/A

Water must be placed to beneficial use on or before:

June 13, 2013

Proof of the application of water to beneficial use shall be filed on or before:

July 13, 2013

Map in support of proof of beneficial use shall be filed on or before:

N/A

IN TESTIMONY WHEREOF, I, HUGH RIGGI

State Engineer of Nevada, have hereunto set

my hand and the seal of my office,

this 13th day of June, A.D. 2003

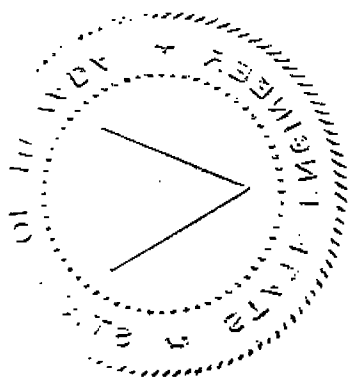

State Engineer

Completion of work filed July 22, 2002 under 66427

Proof of beneficial use filed _____

Cultural map filed N/A

Certificate No. _____ Issued _____



ATTACHMENT "A"

8. EXISTING PLACE OF USE

T.16N., R.21E., M.D.B. & M.:

All of Section 1; SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 2; All of Section 11; SW $\frac{1}{4}$, W $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the W $\frac{1}{4}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NE $\frac{1}{4}$, SW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the E $\frac{1}{4}$ SE $\frac{1}{4}$, Section 12; Portion of the W $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the N $\frac{1}{4}$ NE $\frac{1}{4}$, Section 13; E $\frac{1}{4}$, Section 14; SE $\frac{1}{4}$ SW $\frac{1}{4}$, E $\frac{1}{4}$, Section 23; N $\frac{1}{4}$ Section 24; Portions of the NW $\frac{1}{4}$, Section 26; SW $\frac{1}{4}$, W $\frac{1}{4}$ SE $\frac{1}{4}$, portion of the SE $\frac{1}{4}$ NE $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 27; E $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$, Section 28; NE $\frac{1}{4}$ NW $\frac{1}{4}$, N $\frac{1}{4}$ NE $\frac{1}{4}$, Section 33; N $\frac{1}{4}$ NW $\frac{1}{4}$, Section 34.

T.16N., R.22E., M.D.B. & M.:

All of Section 3; N $\frac{1}{4}$, N $\frac{1}{4}$ SW $\frac{1}{4}$, SE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ SE $\frac{1}{4}$, Section 4; Portion of the NW $\frac{1}{4}$ NW $\frac{1}{4}$, Section 5; NW $\frac{1}{4}$, N $\frac{1}{4}$ NE $\frac{1}{4}$, portion of the S $\frac{1}{4}$ NE $\frac{1}{4}$, portion of the NW $\frac{1}{4}$ SE $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the NE $\frac{1}{4}$ SW $\frac{1}{4}$, portion of the S $\frac{1}{4}$ SW $\frac{1}{4}$, Section 6; W $\frac{1}{4}$ W $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the NW $\frac{1}{4}$, NE $\frac{1}{4}$, Section 9; NW $\frac{1}{4}$ Section 16; All of Section 17; S $\frac{1}{4}$ SW $\frac{1}{4}$, NE $\frac{1}{4}$ SW $\frac{1}{4}$, S $\frac{1}{4}$ NE $\frac{1}{4}$, SE $\frac{1}{4}$, Section 18; All of Section 19.

T.17N., R.21E., M.D.B. & M.:

SE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 36.

T.17N., R.22E., M.D.B. & M.:

S $\frac{1}{4}$ N $\frac{1}{4}$, S $\frac{1}{4}$, Section 31; S $\frac{1}{4}$ S $\frac{1}{4}$, NW $\frac{1}{4}$ SW $\frac{1}{4}$, NW $\frac{1}{4}$ SE $\frac{1}{4}$, SE $\frac{1}{4}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$, Section 33; SW $\frac{1}{4}$, S $\frac{1}{4}$ NW $\frac{1}{4}$, NE $\frac{1}{4}$ NW $\frac{1}{4}$, portion of the SW $\frac{1}{4}$ NE $\frac{1}{4}$, S $\frac{1}{4}$ SE $\frac{1}{4}$, Section 34.

